

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Douglas G. Storey et al.

Filing Date:

Application No.: 10/828,557

Title: METHODS TO REGULATE BIOFILM FORMATION

April 21, 2004

Group Art Unit: 1645

Examiner: ROBERT A ZEMAN

Confirmation No.: 5430

## AMENDMENT/REPLY TRANSMITTAL LETTER

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

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Enc	losed is a reply for the above-identified patent application.					
X	A Petition for Extension of Time is also enclosed.					
	Terminal Disclaimer(s) and the \$65.00 (2814) \$130.00 (1814) fee per Disclaimer due under 37 C.F.R. § 1.20(d) are also enclosed.					
X	Also enclosed is/are Change of Correspondence Address for Application; and Return Receipt Postcard					
X	Small entity status is hereby claimed.					
	Applicant(s) requests continued examination under 37 C.F.R. § 1.114 and enclose the   \$395.00 (2801) ■ \$790.00 (1801) fee due under 37 C.F.R. § 1.17(e).					
	Applicant(s) requests that any previously unentered after final amendments <u>not</u> be entered. Continued examination is requested based on the enclosed documents identified above.					
	Applicant(s) previously submitted					
	on, for which continued examination is requested.					
	Applicant(s) requests suspension of action by the Office until at least, which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R. § 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.					
	A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) (1809/2809) is also enclosed.					

Attorney Docket No. 028722-381

Application No. \_\_10/828,557

X	No additional claim fee is required.
	An additional claim fee is required, and is calculated as shown below.

		A	MEN	DE	ED CLAIMS			
	No. of Claims	Highe: of Cla Previo Paid	aims ously		Extra Claims		Rate	Additional Fee
Total Claims	4	MINUS	20	=	0	×	\$50.00 (1202) =	\$ 0.00
Independent Claims	1	MINUS	5	=	0	×	\$200.00 (1201) =	\$ 0.00
If Amendment adds n	nultiple depend	dent claim	s, add	\$	360.00 (1203)			
Total Claim Amendment Fee			\$ 0.00					
Small Entity Status claimed - subtract 50% of Total Claim Amendment Fee			\$ 0.00					
TOTAL ADDITIONAL CLAIM FEE DUE FOR THIS AMENDMENT			\$ 0.00					

	A check in	the amount	of is enclosed for the fee due.
	Charge _		to Deposit Account No. 02-4800.
X	Charge	\$ 60.00	to credit card. Form PTO-2038 is attached.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Suite 400 402 W. Broadway San Diego, CA 92101-3542 (619) 446-5600

Date: February 8, 2005

Joseph R. Baker, Jr. Registration No. 40,900

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit: February 8, 2005

Kim A. Cabello Typed Name: